

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/839,536 Confirmation No.: 2123
Applicant : Kirk Emil APT
Filed : April 23, 2001
Title : TROPIC CONVERSION OF OBLIGATE PHOTOTROPHIC
ALGAE THROUGH METABOLIC ENGINEERING
TC/Art Unit : 1645
Examiner: : Laura McGillem Mitchell
Docket No. : 62611.000171
Customer No. : 21967

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, applicants submit attached Form PTO-SB/08A (modified) for consideration and request the references cited therein be made of record by the U.S. Patent and Trademark Office in the above-captioned application.

In accordance with 37 C.F.R. § 1.98(a)(2)(ii), copies of cited U.S. patents and/or U.S. patent application publications for national stage applications under 35 U.S.C. 371, are not being provided.

Applicants respectfully point out that the submission of the listed references in this Information Disclosure Statement is not an admission that they are prior art or that they are material to patentability of any claims of the application. Also, the submission of this Information Disclosure Statement is not an indication that a search has been made by Applicants.

For the convenience of the Examiner in considering the cited references, a copy of each of the cited references is enclosed with this communication. In considering the cited references, it may be noted by the Examiner that certain of the references may contain markings, underlinings, and/or other notations. These markings, underlinings, and/or other notations are not to be construed as drawing the Examiner's attention either to selected parts or away from other

parts of the cited references. Any such markings were either present on the copies of the cited references obtained by the associated individuals, or were made thereon during the study of the references by the associated individuals.

Consideration of the foregoing plus the prompt return of a copy of the enclosed Form SB/08A with the Examiner's initials in the left column in accordance with MPEP 609 are respectfully requested.

In accordance with 37 C.F.R. § 1.97(b), this Information Disclosure Statement is believed to be submitted prior to issuance of a first Office Action on the merits, therefore, it is respectfully submitted that no fee is required for consideration of this information. However, in the event a fee is deemed necessary, the Director is authorized to charge the undersigned's Deposit Account No. 50-0206 a fee of \$180.00 pursuant to 37 C.F.R. § 1.17(p).

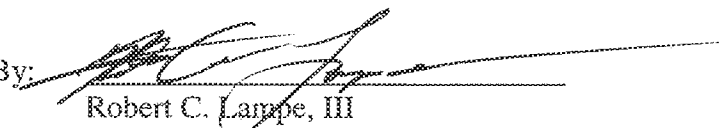
Respectfully submitted,

HUNTON & WILLIAMS LLP

Dated:

May 21, 2008

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